

DOCKET FILE COPY ORIGINAL

FACSIMILE TO 202-418-2827

Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, D.C. 20554

RECEIVED & INSPECTED

JAN 20 2004

FCC - MAILROOM

In the Matter of

Amendment of Section 73.622(b),  
Table of Allotments,  
Digital Television Broadcast Stations,  
(Corpus Christi, Texas)

MM Docket No. 99-277  
RM-9666

To: Chief, Video Division, Media Bureau:

**PETITION FOR RECONSIDERATION**

1 Minerva R. Lopez hereby petitions for reconsideration of the Report and Order in the above proceeding, *Amendment of Section 73.622(b), Table of Allotments, Digital Television Broadcast Stations, (Corpus Christi, Texas)*, 18 FCC Rcd 23949, DA 03-3641, rel. Nov. 19, 2003, 68 Fed. Reg. 68254 (Dec. 8, 2003).

2 It was wrong to make a digital allotment that displaces my Station KTMV-LP, which has a Class A application pending, BLVTA-20001220ADO. The Community Broadcasters Protection Act of 1999, 47 U.S.C. Sec. 336(f)(1)(D), permits displacement of my station only if a full power station has technical problems that require an engineering solution. In this case, KIII-TV is only seeking to save money by operating in the VHF band. There is nothing wrong with its Channel 47 digital allotment that can be resolved only by an "engineering solution" involving a change to Channel 8.

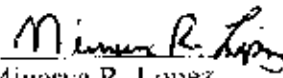
3. I am entitled to protection by the statute regardless of whether my Comments were timely or whether I filed any comments at all. Therefore, it was improper to dismiss my

No. of Copies rec'd 1  
LRA ABODE

objection as being late filed, and it was illegal to deny my station protection from displacement.

4. Channel 7 of Corpus Christi, Inc. has elaborating on these arguments in more detail in a separate petition for reconsideration, filed January 6, 2004. I support their arguments, and KTMV-LP is entitled to the same statutory protection as KTOV-LP.

Respectfully submitted,

  
Minerva R. Lopez

115 West Avenue D  
Robstown, TX 78380  
Tel. 361-289-8877

January 7, 2004

**CERTIFICATE OF SERVICE**

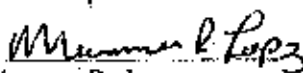
I, Minerva R. Lopez, do hereby certify that I have, this 7th day of January, 2004, caused to be sent by first class United States mail, postage prepaid, copies of the foregoing "Petition for Reconsideration" to the following:

Robert B. Jacobi, Esq.  
Cohn and Marks  
1920 N St., N.W., Suite 300  
Washington, DC 20036  
Counsel for Channel 3 of Corpus Christi, Inc.

Margaret L. Miller, Esq.  
Dow, Loinnes & Albertson  
1200 New Hampshire Ave., N.W., Suite 800  
Washington, DC 20036-6082  
Counsel for the University of Houston System

Margaret L. Tobey, Esq.  
Morrison & Foerster  
2000 Pennsylvania Ave., N.W., Suite 5500  
Washington, DC 20006  
Counsel for Alamo Public Telecommunications Council

Peter Tannenwald, Esq.  
Irwin, Campbell & Tannenwald, P.C.  
1730 Rhode Island Ave., N.W., Suite 200  
Washington, DC 20036-3101  
Counsel for Sound Leasing, Inc.

  
Minerva R. Lopez